

Docket No. P2533

**COMBINED DECLARATION FOR PATENT APPLICATION  
AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**CARDIOTROPHIN-1 COMPOSITIONS AND METHODS FOR THE TREATMENT OF TUMOR**

the specification of which (check one) X is attached hereto or \_ was filed on \_ as Application Serial No. \_ and was amended on \_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate have a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s): | Priority Claimed<br><u>Yes</u> <u>No</u> |
|-------------------------------|--|
|-------------------------------|--|

|        |         |                      |
|--------|---------|----------------------|
| Number | Country | Day/Month/Year Filed |
|--------|---------|----------------------|

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below:

|  |                          |
|--|--------------------------|
| <u>To be Assigned (Attorney Docket No. PR2509)</u> | <u>December 22, 1998</u> |
|--|--------------------------|

|                      |             |
|----------------------|-------------|
| Application Ser. No. | Filing Date |
|----------------------|-------------|

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                      |               |                                      |
|----------------------|---------------|--------------------------------------|
| 09/033,114           | March 2, 1998 | Pending                              |
| Application Ser. No. | Filing Date   | Status: Patented, Pending, Abandoned |

|                      |             |                                      |
|----------------------|-------------|--------------------------------------|
| Application Ser. No. | Filing Date | Status: Patented, Pending, Abandoned |
|----------------------|-------------|--------------------------------------|

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Walter E. Buting - Reg. No. 23,092

Wendy M. Lee - Reg. No. 40,378

Deirdre L. Conley - Reg. No. 36,487

Janet E. Hasak - Reg. No. 28,616  
Sean A. Johnston - Reg. No. 35,910  
Dennis G. Kleid - Reg. No. 32,037  
Jeffrey S. Kubinec - Reg. No. 36,575

Richard B. Love - Reg. No. 34,659

Timothy R. Schwartz - Reg. No. 32,171  
Craig G. Svoboda - Reg. No. 39,044  
Timothy E. Torchia - Reg. No. 36,700

Send correspondence to Genentech, Inc.

Attn: Deirdre L. Conley  
1 DNA Way  
South San Francisco, CA 94080  
Telephone: (650) 225-2066

I hereby declare that all statements made herein of my own knowledge and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from his foreign patent agent as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Full name of sole or first inventor

David Botstein

Inventor's signature

Date

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Audrey Goddard

Inventor's signature

Date

Residence

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Canadian

Post Office Address

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South San Francisco, CA 94080

Full name of third joint inventor, if any

David A. Lawrence

Inventor's signature

Date

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South San Francisco, CA 94080

Full name of fourth joint inventor, if any

Diane Pennica

Inventor's signature

Date

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Full name of fifth joint inventor, if any

Margaret Ann Roy

Inventor's signature

Date

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Full name of sixth joint inventor, if any

William I. Wood

Inventor's signature

Date

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Citizenship  
U.S.A.

Post Office Address  
1 DNA Way  
South San Francisco, CA 94080

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**CARDIOTROPHIN-1 COMPOSITIONS AND METHODS FOR THE TREATMENT OF TUMOR**

the specification of which (check one) I is attached hereto or X was filed on 21 January 1999 as Application Serial No. 09/234,730 and was amended on April 10, 2000 (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate have a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s): | Priority Claimed<br>Yes      No |
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|                                     |                                  |
|-------------------------------------|----------------------------------|
| 60/113, 296<br>Application Ser. No. | December 22, 1998<br>Filing Date |
|-------------------------------------|----------------------------------|

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                                    |                                 |   |
|------------------------------------|---------------------------------|---|
| 09/033,114<br>Application Ser. No. | March 2, 1998<br>Filing Date    | Pending<br>Status: Patented, Pending, Abandoned   |
| 08/733,850<br>Application Ser. No. | October 18, 1996<br>Filing Date | Abandoned<br>Status: Patented, Pending, Abandoned |
| 08/443,129<br>Application Ser. No. | May 17, 1995<br>Filing Date     | Patented<br>Status: Patented, Pending, Abandoned  |
| 08/286,304<br>Application Ser. No. | August 5, 1994<br>Filing Date   | Patented<br>Status: Patented, Pending, Abandoned  |
| 08/233,609<br>Application Ser. No. | April 25, 1994<br>Filing Date   | Patented<br>Status: Patented, Pending, Abandoned  |

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Elizabeth M. Barnes - Reg. No. 35,059  
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 Deirdre L. Conley - Reg. No. 36,487  
 Janet E. Hasak - Reg. No. 28,616  
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 Dennis G. Kleid - Reg. No. 32,037  
 Jeffrey S. Kubinec - Reg. No. 36,575

Mark T. Kresnak - Reg. No. 42,767  
 Wendy M. Lee - Reg. No. 40,378  
 Richard B. Love - Reg. No. 34,659  
 Timothy R. Schwartz - Reg. No. 32,171  
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 Lee K. Tan - Reg. No. 39,447  
 Timothy E. Torchia - Reg. No. 36,700

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Full name of sole or first inventor

David Botstein

Inventor's signature

Residence  
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Full name of second joint inventor, if any

Audrey Goddard

Inventor's signature

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 South San Francisco, CA 94080

Date

July 19, 2000

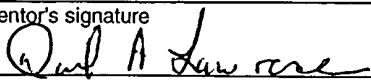
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July 20, 2000

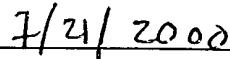
Full name of third joint inventor, if any

David A. Lawrence

Inventor's signature



Date



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1659 12th Avenue, San Francisco, California 94122

Citizenship

U.S.A.

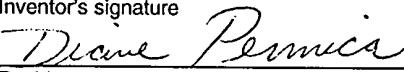
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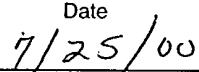
Full name of fourth joint inventor, if any

Diane Pennica

Inventor's signature



Date



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Citizenship

U.S.A.

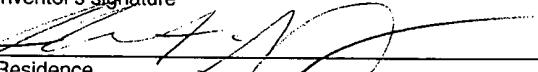
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Full name of fifth joint inventor, if any

Margaret Ann Roy

Inventor's signature



Date



Residence

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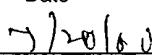
Full name of sixth joint inventor, if any

William I. Wood

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